Chang et al v. Virgin Mobile USA LLC et al Doc. 40

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March 3, 2008

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Honorable Sidney A. Fitzwater
United States District Judge
1100 Commerce Street, Room 1520
Dallas, Texas 75242-1003

RE: C.A. No. 3:07-cv-1767; Susan Chang, as next friend of Alison Chang, a minor, and Justin Ho-Wee Wong v. Virgin Mobile Pty Ltd.; In the United States District Court for the Northern District of Texas; Dallas Division

File No.: 85211890-000001

Dear Judge Fitzwater:

Pursuant to the Court's November 16, 2007 Order, Defendant Virgin Mobile Pty Ltd. advises the Court that it objects to making the Rule 26(a)(1) Initial Disclosures at this time. Defendant requests that the Initial Disclosures be delayed pending completion of jurisdictional discovery and pending the Court's ruling on Defendant's Motion to Dismiss. After jurisdictional discovery closes and after the Court rules on the Motion to Dismiss, Defendant will promptly serve its Rule 26(a)(1) Initial Disclosures, if necessary.

This objection was also included in the Joint Proposed Scheduling Plan that was filed with the Court today.

Very truly yours,

/s/ Lisa H. Meyerhoff

Lisa H. Meyerhoff
Attorney for Defendant
Virgin Mobile Pty Ltd.

LHM/msw

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